

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

254314

DATE OF REPORT (DAY-MO.-YEAR)

20 Aug 99

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
 ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Janelia Freeman			RANK Sgt	STAR NO. 1544	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN 153
ADDRESS OF INCIDENT			DATE OF INCIDENT - TIME 11 Jun 99 1530-1600			BEAT OF INCIDENT 825	LOCATION CODE* 19
ACCUSED	NAME 1. Kirk, Carl		RANK P.O.	STAR NO. 16653	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN 153
	2. Stoll, Carl		RANK P.O.	STAR NO. 3837	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN 153
	SEX/RACE 1. M/B	D.O.B. 560	DATE OF APPOINTMENT 14 Jul 86	DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY			<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
2. M/B	58	3 Feb 86	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY			<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	01
IF APPLICABLE - DATE ARRESTED / INDICTED		CHARGES			COURT BRANCH	DISPOSITION & DATE	
1.							
2.							
COMPLAINANTS	NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE M/B	D.O.B./AGE 48 YOA	P.H.R. COND. CODE* 01
VICTIMS	NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	P.H.R. COND. CODE*
WITNESSES	NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	P.H.R. COND. CODE*

SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS	The complainant, who did not witness the incident, alleges unknown officers kicked open the door to his residence, searched his residence without a warrant or permission and ransacked the basement.						

I.A.D. LOCATION CODES*

- 01 Food Sales/Restaurant
- 02 Tavern/Liquor Store
- 03 Other Business Establishment
- 04 Police Building
- 05 Lockup Facility
- 06 Police Maintenance Facility
- 07 CPD Automotive Pound Facility
- 08 Other Police Property
- 09 Police Communications System
- 10 Court Room

- 11 Public Transportation Veh./Facility
- 12 Park District Property
- 13 Airport
- 14 Public Property Other
- 15 Other Private Premise
- 16 Expressway/ Interstate System
- 17 Public Way - Other
- 18 Waterway, Incl. Park District
- 19 Private Residence

I.A.D. PHYSICAL CONDITION CODES*

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Influence
- 03 Injured, Not Hospitalized
- 04 Injured, Not Hospitalized - Under Influence
- 05 Injured, Hospitalized
- 06 Injured, Hospitalized - Under Influence
- 07 Injured, Refused Medical Aid
- 08 Injured, Refused Medical Aid - Under Influence
- 09 Deceased
- 10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

CPD-44.112A (1/84)

C.R. NO.

254314

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

This R/Sgt was assigned this CR Investigation on 19 Jul 99 (Att. #2), after having been reassigned from both the 007th District (Att. #3) and 008th District (Att. #4). A case report documenting this incident was included with the CR package, RD # [REDACTED] (Att. 5), as well as three arrests reports, one for Disorderly Conduct (Att. #6), one for Delivery of a Controlled Substance (Att. #7), and one for Possession of a Controlled Substance (Att. #8). It is alleged by the complainant, who was not there, that unknown officers kicked in the door to his residence and searched his residence without a warrant or permission and that the basement was ransacked (Att. #1). On 21 Jul 99, a call was made to the complainant setting up an interview on 22 Jul 99, 1100 hrs. Upon arrival at the interview, this R/Sgt was informed that the complainant no longer wished to pursue the complainant nor make any further comments. The complainant signed the attached form stating such (Att. #9). On 23 Jul 99, accused #2 was issued his Notification of Charges/Allegations, Administrative Proceedings Rights, and Waiver of Counsel/Request to Secure Counsel (Att. #10,11,12). On 28 Jul 99, accused #1 was issued his Notification of Charges/Allegations, Administrative Proceedings Rights, and Waiver of Counsel/Request to Secure Counsel (Att. #13,14,15). On 28 Jul 99, accused #3 was issued his Notification of Charges/Allegations, Administrative Proceedings Rights, and Waiver of Counsel/Request to Secure Counsel (Att. #16,17,18), as well as accused #4 (Att. #19,20,21). On 6 Aug 99, accused #5 was issued his Notification of Charges/Allegations, Adminstrative Proceedings Rights, and Waiver of Counsel/Request to Secure Counsel (Att. #22,23,24), as well as accused #6 (Att. #25,26,27). On 16 Aug 99, both accused #7 (Att. #28,29,30) & 8 (Att. #31,32,33) were issued their Notification of Charges/Allegations, Administrative Proceedings Rights and Waiver of Counsel/Request to Secure Counsel. All accused officers submitted To/From reports addressing

ATTACHMENTS	INVESTIGATIVE REPORTS-SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS-SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	1	9,34-41	5,6,7,8,9	41

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

Based on all of the available information at this time, the following recommendations are being made:

Allegation #1 - That the accused officers kicked in the complainant's door to his residence.
NOT SUSTAINED.

Allegation #2 - That the accused officers searched the complainant's residence without a warrant or his permission. NOT SUSTAINED.

Allegation #3 - That the accused officers ransacked the complainant's residence
NOT SUSTAINED.

REVIEWED BY [REDACTED]
OCT 19 1999

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	19 Jul 99	DATE COMPLETED (DATE OF THIS REPORT)	20 Aug 99	ELAPSED TIME (TOTAL TIME EXPRESSED IN DAYS)	30
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.					2422

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

ADDITIONAL ACCUSED OFFICERS

Accused #3 - Booth, Rudolph, P.O., #18268, SS # [REDACTED], Emp. # [REDACTED], Unit 153, M/B, D.O.B. [REDACTED] 61, D.O.A. 7 Dec 92, On Duty, Sworn, 01.

Accused #4 - Jackson, Terrence, P.O., #13436, SS # [REDACTED], Emp. # [REDACTED], Unit 153, M/B, D.O.B. [REDACTED] 63, D.O.A. 13 Dec 93, On Duty, Sworn, 01.

Accused #5 - Droba, Gerard, P.O., #17084, SS # [REDACTED], Emp. # [REDACTED], Unit 153, M/W, D.O.B. [REDACTED] 51, D.O.A. 18 Oct 76, On Duty, Sworn, 01.

Accused #6 - Golon, William, P.O., #7009, SS # [REDACTED], Emp. # [REDACTED], Unit 153, M/W, D.O.B. [REDACTED] 55, D.O.A. 18 Oct 76, On Duty, Sworn, 01.

Accused #7 - Forberg, Brian, P.O., #18761, SS # [REDACTED], Emp. # [REDACTED], 008th Dist., M/W, D.O.B. [REDACTED] 60, D.O.A. 10 Jul 95, On Duty, Sworn, 01.

Accused #8 - Wujcik, Darlene, P.O., #18716, SS # [REDACTED], Emp. # [REDACTED], 008th Dist., F/W, D.O.B. [REDACTED] 60, D.O.A. 5 Dec 94, On Duty, Sworn, 01.

CONTINUATION SHEET - SUMMARY DIGEST

the allegations, accused #1- Att. #34, accused #2- Att. #35, accused #3 - Att. #36, accused #4 - Att. #37, accused #5 - Att. #38, accused #6 - Att. #39, accused #7 - Att. #40, and accused #8 - Att. #41. In all of the responses, all officers denied all allegations. In light of the fact that the complainant was not cooperative in the investigation and no longer wished to pursue it, this R/Sgt is making the following conclusions, as to all allegations NOT SUSTAINED.

CR # 254314